

**DELEGATION OF AUTHORITY  
CLEAN WATER ACT (CWA)**

**Inspections and Information Gathering**

1. **AUTHORITY.** Pursuant to the Clean Water Act, including Sections 308 and 311:
  - a. To enter into, upon or through any premises subject to the CWA, or in which records required to be maintained under the CWA are located; have access to and copy records; take samples, and inspect monitoring equipment and methods;
  - b. To require the owner or operator of any point source to establish and maintain records; make reports; install, use, and maintain monitoring equipment; sample effluents; and provide information;
  - c. To obtain and execute warrants for the purpose of performing an inspection or information gathering;
  - d. To carry out any other inspection and information gathering activities authorized by the CWA;
  - e. To require the carrying out of any other inspection and information gathering activities authorized by the CWA; and
  - f. To designate representatives of the Administrator to perform the functions specified in paragraphs 1.a., 1.b., 1.c., 1.d., and 1.e.
2. **TO WHOM REDELEGATED.**
  - a. The authorities in 1.a. – 1.f.. are redelegated to:
    - i. The Director, Laboratory Services and Applied Science Division, or equivalent.
    - ii. The Director, Enforcement and Compliance Assurance Division, or equivalent.
    - iii. The Director, Water Division, or equivalent.
  - b. The authorities in 1.a. and 1.c. – 1.f are redelegated to:
    - i. The Director, Superfund and Emergency Management Division, or equivalent.
    - ii. The Directors, Region 10 Operations Offices, or equivalent.
3. **LIMITATIONS.**
  - a. The OECA AA, the OLEM AA, and the OW AA must notify the regional administrator or appropriate division director prior to exercising any of the authorities specified in 1.a., 1.b., 1.c., and 1.d except in the case of nationally managed programs.
  - b. The regional administrator or appropriate division director must consult with the regional counsel, or equivalent, prior to requesting warrants.
4. **REDELEGATION AUTHORITY.**
  - a. The authority in 1.a., the execution of warrants under 1.c., and 1.d. may be redelegated to the staff level.
  - b. The authority to authorize obtainment of warrants under 1.c. may be redelegated to the section chief level, or equivalent, and no further.
  - c. The authority in 1.b., 1.e., and 1.f. may be redelegated to the section chief level, or

equivalent, and no further.

- d. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. **SUPERSESION.** This delegation supersedes R10 2-13 (04/15/2019) and any other delegation of the same authority.

6. **ADDITIONAL REFERENCES.**

- a. Sections 308 and 311 of the CWA, and regulations developed thereunder.
- b. U.S. Environmental Protection Agency Order 3510, "EPA Federal Credentials for Inspections and Enforcement of Federal Environmental Statutes and Other Compliance Responsibilities."
- c. EPA Delegation 2-13.

May 16, 2019  
Date

  
Chris Hladick  
Regional Administrator